

### **REMARKS**

This pending application is a reissue continuation of 09/776,394, which is a reissue application of U.S. Patent No. 5,865,846.

Prior to entry of this paper, claims 1-9, 13, 30, 31, and 33-37 were pending in the application. Upon entry of this paper, claims 4-9, 13, 30, 31, and 33-37 will be pending in the application. Claims 1-3 will be cancelled without prejudice to or disclaimer of the subject matter therein. Claims 4-9, 13, and 33-37 are allowed. In the paper filed June 9, 2008, claim 30 was rewritten to include the subject matter of allowable claim 32. Accordingly, claim 30 should also be in condition for allowance.

In the final Office Action of December 10, 2007, claims 1-3 are indicated as allowed, but as discussed in the Examiner Interview Section below, the allowability is being withdrawn.

#### **Reissue Oath/Declaration**

The final Office Action of December 10, 2007, indicates that the reissue oath/declaration is defective because it fails to contain the correct language and that a new declaration must be filed before the application can be allowed. With this paper, Applicants submit a properly executed reissue declaration.

#### **Examiner Interview**

In a telephone discussion prior to June 9, 2008, and as discussed in the response filed June 9, 2008, the Examiner indicated that claims 1-3 must be cancelled for provisional double patenting over claims of parent reissue Application No. 09/776,394. By this paper, Applicants cancel claims 1-3.

#### **Allowable Subject Matter**

Applicants acknowledge the indication in the final Office Action of December 10, 2007, that claims 4-9, 13, and 33-37 are allowed, with claim 32 being allowable. In the paper filed June 9, 2008, Applicants amended claim 30 to include the allowable subject matter of claim 32 and cancelled claim 32 from the application. Accordingly, claims 4-9, 13, 30, 31, and 33-37 are in condition for allowance.

**Conclusion**

An early notice that claims 4-9, 13, 30, 31, and 33-37 are allowed is requested.

If the Examiner believes a telephone conversation would be useful for advancing prosecution of this application, he is invited to telephone the undersigned at 972-739-6969.

If any fees, including additional claim fees and extension of time fees, are necessary for the proper submission of this paper, Applicants hereby petition for the extension of time, and the Commissioner is authorized to charge any fees, including claim fees and those for the extension of time, to Haynes and Boone, LLP's Deposit Account No. 08-1394.

Respectfully submitted,



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**Certificate of Service**

I hereby certify that this correspondence is being filed with the U.S. Patent and Trademark Office via EFS-Web on July 10, 2008.



Diane Sutton